

**MINUTES OF THE CLAIMS COMMITTEE MEETING OF THE CITY OF  
CUDAHY, WI HELD AT THE MUNICIPAL BUILDING 5050 S. LAKE DR.  
Thursday, February 18, 2010**

**ROLL CALL**

The Comptroller took roll call:

Comptroller J. Williamson	Present
City Accountant Bruce Schuknecht	Present
Mayor McCue	Present

DPW Director Lange, DPW Foreman Hendrickson and DPW employee Javorek were also in attendance.

**OPEN MEETING STATEMENT**

Open meeting statement read by Chairman Williamson and the meeting was called to order at 11:00 A.M.

- 1) Claim by David Casillas of 4515 S. Lake Drive requesting reimbursement for property damage caused by snowplow to his driveway which occurred on January 8 or 9, 2010 in the amount of \$1,000. The City would like to make the repairs to the driveway possibly in June. If Mr. Casillas prefers a private contractor, then a written bid will need to be submitted. **MOTION BY MAYOR McCUE, SECOND BY BRUCE SCHUKNECHT** to lay this claim over. Motion carried unanimously.
- 2) Claim by Diana Zielinski of 4572 S. Packard Avenue, requesting reimbursement for damage to her automobile caused by falling tree limb from City tree which occurred on December 24, 2009 in the amount of \$250.00. Ms. Zielinski explained that the tree was scheduled to be removed by the City so she felt the City was liable. **MOTION BY MAYOR McCUE, SECOND BY BRUCE SCHUKNECHT** to refer to the City Attorney for opinion. Motion carried unanimously.
- 3) Claim by Robert Schmidt of 6070 S. New York Ave., requesting reimbursement for damage caused by fire truck to his automobile occurring on January 25, 2010 in the amount of \$2,168.73. There was discussion as to whether Mr. Schmidt was parked legally. **MOTION BY MAYOR MCCUE, SECOND BY BRUCE SCHUKNECHT** to refer to City Attorney for opinion regarding the illegal parking issue. Motion carried unanimously.
- 4) Claim by Dorothy Paetzke of 3833 S. 92<sup>nd</sup> St. requesting reimbursement of medical bills in the amount of \$770.74 for injuries of a slip and fall in front of City Hall which occurred on December 22, 2009. The claim of Ms. Paetzke stated there was an "unlevel walking surface" which differs from explanation at the time of the accident given to Darlene Felton when slippery ice was given as a reason. Upon inspection by Ms. Felton, it was found that the entrance was salted and there was no icing problem. The City has a sidewalk repair criteria and the "unlevel walking surface" stated does not meet the criteria. **MOTION BY**

**MAYOR McCUE, SECOND BY BRUCE SCHUKNECHT** to deny the claim.

Motion carried unanimously.

- 5) Claim by State Farm Insurance (re: Raymond Anderson), requesting reimbursement for damage to his vehicle caused by DPW truck which occurred on December 8, 2009 in the amount of \$3,010.90 (60% of total damage). The driver of the DPW truck Tom Javorek was present and stated that the City vehicle was stopped for cart pickup and the car backed up. The driver of the City vehicle did not have time to shift back into drive to avoid the car which hit the truck.

**MOTION BY MAYOR McCUE, SECOND BY BRUCE SCHUCKNECHT** to deny the claim. Motion carried unanimously.

**MOTION TO ADJOURN**

A motion to adjourn was made by Mayor McCue and seconded by Bruce Schuknecht at 11:28 A.M. Motion carried.

Respectfully submitted,

James P. Williamson, Comptroller